

Karnail Singh

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. J.S.Bhandohal, Advocate,
for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conference.

On 18.08.2021, the following order had been passed by this
court:-

“The case has been taken up for hearing through
video-conferencing.

Learned counsel for the petitioner contends that the petitioner aged about 62 years is father of Lakhvir Singh against whom allegations are that he wanted to marry Sandeep Kaur and he along with others was instrumental in breaking the marriage of Sandeep Kaur with Jagpreet Singh. Deceased Gurcharan Singh was father of Sandeep Kaur who become upset and ultimately committed suicide. No suicide note has been recovered. Learned counsel further submits that ingredients of offence under Section 306 IPC are not attracted as there was no concerted effort on behalf of the petitioner to abet the commission of offence till last resort. Two son-in-laws and daughter of the petitioner have also been arrayed as accused in the present case. Pali Singh and daughter Lali Kaur have been arrested.

Notice of motion for 01.11.2021.

As one time arrangement, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 27.08.2021 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Nothing expressed hereinabove shall be construed to be an opinion in the merits of the case. The case shall be decided on the merits on the adjourned date.”

Today learned State counsel submits, on instructions from ASI Darshan Singh, that the petitioner has joined investigation and presently at least his custodial interrogation is not required.

That being so, without making any comment on the actual merits of the case, this petition has actually been rendered infructuous and is disposed of as such.

However, if the petitioners' custodial interrogation is required at any stage hereinafter, in the context of the FIR in question, he would be given 10 days notice before arrest, duly shown to be served upon him.

Naturally, if the complainant is aggrieved in any manner, of lack of proper investigation, he would be always at liberty to avail of his remedy as per law.

November 01, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO